

NOTICE OF EMERGENCY RULE REPEAL & PROMULGATION

AGENCY: Department of Marine Resources

STATUTORY AUTHORITY: 12 M.R.S.A. Sections 6172 and 6192

RULE NUMBER AND TITLE: DMR Regulation 95.04 K3, Closed Area No. 52-H, Wonsqueak Harbor, Gouldsboro; promulgated on November 15, 1991 is repealed and replaced with the following rule:

TEXT OF RULE: DMR Regulation 95.04 K3, Closed Area No. 52-H, Wonsqueak Harbor, Gouldsboro.

1. Effective immediately, because of pollution, it shall be unlawful to dig, take or possess any clams, quahogs, oysters and mussels from all shores, flats and waters of Wonsqueak Harbor inside and northerly of a line extending across the north end of the harbor. This line begins at a red painted post located on the eastern shore about 1800 feet southeasterly of the Schoodic Point road culvert to a red painted post on the western shore about 1800 feet southerly of the Schoodic Point road culvert.

Violation of any provision of this regulation shall be a Class D Crime (12 M.R.S.A. 6204).

EFFECTIVE DATE: July 6, 1999

AGENCY CONTACT PERSON: Paul Anderson

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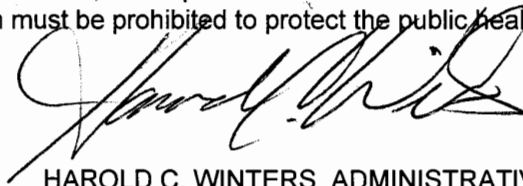
BANGOR DAILY NEWS

July 9, 1999

STATEMENT OF FACT AND POLICY

The Commissioner of the Maine Department of Marine Resources repeals emergency DMR Regulation 95.04 K3, Closed Area 52H, Wonsqueak Harbor, Gouldsboro, promulgated on November 15, 1991 is repealed and replaced with a new rule. This new regulation makes no changes to the classification of these shellfish areas but is intended to clarify the language describing the closed areas.

Department personnel have determined that the presence of a licensed waste water discharge into the waters of Wonsqueak Harbor, Gouldsboro, is a potential health hazard to consumers of shellfish. Consequently, the harvest of shellfish must be prohibited to protect the public health.



HAROLD C. WINTERS, ADMINISTRATIVE OFFICER
FOR GEORGE LAPOINTE, COMMISSIONER
AS AUTHORIZED BY 12 MRSA SECTION 6023

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Department of Marine Resources

Legal Notice of Shellfish Closure Area 52H Wonsqueak Harbor

